

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS**

HOUSTON DIVISION

ESTEBAN R. GARCIA,

Plaintiff,

vs.

CHRISTOPHER C. KIRK, *et al.*,

Defendants.

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CIVIL ACTION H-05-760

ORDER OF DISMISSAL

For the reasons stated in the Court's Memorandum on Dismissal entered this date, this action is DISMISSED without prejudice.

SIGNED at Houston, Texas, on this 30th day of August, 2005.



DAVID HITTNER

United States District Judge